IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

COMPANY PETITION NO.260 OF 2007
WITH
COMPANY APPLICATION NO.368 OF 2007
WITH
COMPANY PETITION NO.261 OF 2007
WITH
COMPANY APPLICATIONNO.369 OF 2007

C.P. 260/07 :

Capulum Engineering Pvt.Ltd. ...Petitioner.

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C.P. 261/07 :

Prasad MacFab India Pvt. Ltd. ...Petitioner.

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Mr. Hemant Sethi for the Petitioners.
Mr. Bharati Mahant with G.c. Mishra for the Regional Director.
Mrs. K.V. Gautam, Dy.Official Liquidator present.

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CORAM :DR.D.Y.CHANDRACHUD, J.
June 22, 2007.

P.C.:

The sanction of the Court is sought to a Scheme of Demerger whereby the CNC Machining and Fabrication Division of the demerged Company, the Petitioner in Company Petition 260 of 2007 is being transferred to the Resulting Company, the Petitioner in Company Petition 261 of 2007. The convening and holding of

meeting of shareholders and Creditors was dispensed with by an order dated 23rd March 2007. An affidavit has been filed by the Regional Director stating that the scheme is not prejudicial to the members and creditors. The Regional Director has not opposed the scheme. Since all requisite statutory compliances have been fulfilled and there is no objection before the Court, the Company Petitions are made absolute in terms of prayer clause (a).

The petitioner to pay costs of Rs.2500/- to the Regional Director within four weeks.

Filing and issuance of drawn up order is dispensed with.

All authorities to act on an ordinary copy of this order duly authenticated by the office of this Court.

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